

Message Text

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ACTION EUR-12

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PASS: EUR/RPE FOR LAMB, OES FOR GLASOE, EPA FOR
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E.O. 11652: N/A

TAGS: SENV, OECD

SUBJECT: DERESTRICTION OF ENVIRONMENT COMMITTEE REPORT
ON EQUAL RIGHT OF ACCESS IN RELATION TO TRANSFRONTIER
POLLUTION

REF: OECD PARIS 08235, REPORT ON MARCH 16-18 MEETING
OF ENVIRONMENT COMMITTEE

1. THIS REPORT WILL BE DISCUSSED BY THE EXECUTIVE
COMMITTEE ON APRIL 29 AS A PRELIMINARY TO A DISCUSSION
BY THE COUNCIL ON 4 MAY. MISSION NOTES THAT COUNCIL
WILL BE ASKED TO DECIDE ON RETENTION OR DELETION OF
THE WORDS "TO THEM" IN PARENTHESIS IN OPERATIVE PARA II
OF THE DRAFT RECOMMENDATION AS IT APPEARS IN C(76)55
ANNEX 3.

2. TEXT OF SUBJECT RECOMMENDATION IS AS FOLLOWS:
"RECOMMENDS THAT MEMBER COUNTRIES, EVEN WHEN THEIR
LEGISLATION ALREADY IMPLICITLY PROVIDES FOR EQUAL RIGHT
OF ACCESS, SHOULD INTRODUCE INTO THEIR LEGISLATION AND
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REGULATIONS RELATING TO THE ENVIRONMENT ANY EXPLICIT

PROVISIONS THAT MAY APPEAR (TO THEM) TO BE
NECESSARY TO ENSURE A SYSTEM OF EQUAL RIGHT OF ACCESS".
MISSION WOULD APPRECIATE DEPARTMENT'S GUIDANCE IN TIME
FOR COUNCIL MEETING ON MAY 4 WITH RESPECT TO RETENTION
OR DELETION OF THESE WORDS.

3. MISSION NOTES THAT PARA 7 OF REFTEL IDENTIFIES THIS
ISSUE AS ONE THAT CONCERNED ONLY FRANCE AND THE NETHER-
LANDS. DURING THE ENVIRONMENT COMMITTEE DISCUSSION OF
THE PROBLEM MOST OTHER MEMBERS, INCLUDING THE US, DID
NOT INTERVENE AND THE CHAIRMAN DECIDED TO DEFER THE
DECISION TO THE COUNCIL.

4. UNLESS OTHERWISE INNT DURING THE EXECUTIVE COMMITTEE AND COUNCIL
DISCUSSIONS OF THIS ITEM, OTHER THAN TO INDICATE
WILLINGNESS TO ADOPT THE SUBJECT RECOMMENDATION AND
DERESTRICT BOTH THE REPORT, C(76)55 ANNEX II, AND THE
RECOMMENDATION C(76)55 ANNEX III, WITH OR WITHOUT
THE TWO WORDS IN QUESTION.
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